

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office OCT 08 1992

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed DEC 24 1992 under 58194The applicant James R. & Christine D. Boyce

P.O. Box 88

of Dyer

Street and No. or P.O. Box No.

City or Town

Nevada 89010

State and Zip Code No.

hereby make \_\_\_\_\_ application for permission to change the

Place of Use and Point of Diversion of a Portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Per 40190 Cert. 10411

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 2.14 c.f.s. not to exceed 816 A.F.Y.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 28, T.2S., R.35E., M.D.B.&M.  
Describe as being within a 40-acre subdivision of public survey and by course and  
or at a point from which the S $\frac{1}{4}$  corner of said Sec. 28, bears S 84° 52' 28" W.,  
distance to a section corner. If on unsurveyed land, it should be stated.  
a distance of 1712.60 feet.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 22, T.2S., R.35E.,  
If point of diversion is not changed, do not answer.  
M.D.B.&M., or at a point from which the E $\frac{1}{4}$  corner of Sec. 27, T.2S., R.35E.,  
M.D.B.&M., bears S 24° 48' 50" E., a distance of 2928.30 feet.
7. Proposed place of use See Exhibit "A"  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use See Exhibit "B"  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
166.85 Ac.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well, pumps and sprinkler systems.  
State manner in which water is to be diverted, i.e. diversion structure,  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$50,000
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water will be co-mingled with other ground water permits to irrigate a total of 1770.51 acres, 594.6 of which is supplemental to surface water rights.

By s/Margaret Spencer  
P.O. Box 130  
Smith NV 89430

Compared.....bc/bc

Protested.....

WITHDRAWN BY AGREEMENT.

AGENT

AGENT  
L. Ricci, P.R.

MAY 14 2004

STATE ENGINEER

Sam

## ..OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second \_\_\_\_\_

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before\_\_\_\_\_

Application of water to beneficial use shall be made on or before\_\_\_\_\_

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before\_\_\_\_\_

Completion of work filed\_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

**Cultural map filed.**.....

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, \_\_\_\_\_,  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this \_\_\_\_\_ day of \_\_\_\_\_,  
A.D. 19\_\_\_\_\_.

**State Engineer**

## EXHIBIT "A"

## Proposed Place Of Use

SUBD'	SEC.	T.	R.	SE
S 1/2 NE 1/4	22	2S	35E	
<del>E 1/2 SE 1/4</del>	22	2S	35E	
SW 1/4	26	2S	35E	
ALL	27	2S	35E	
E 1/2	28	2S	35E	East of Hwy
E 1/2	33	2S	35E	East of Hwy
ALL	34	2S	35E	
NW 1/4	35	2S	35E	
W 1/2 SW 1/4	35	2S	35E	
W 1/2 NW 1/4	2	3S	35E	
NE 1/4	3	3S	35E	
NW 1/4 SE 1/4	3	3S	35E	
NW 1/4	3	3S	35E	
N 1/2 SW 1/4	3	3S	35E	
NE 1/4	4	3S	35E	East of Hwy
N 1/2 SE 1/4	4	3S	35E	East of Hwy

## EXHIBIT "B"

## Existing Place of Use

~~E 1/2 SW 1/4 NE 1/4 of Section 22, T.2S., R.35E., M.D.B.&M.~~

~~SE 1/4 NE 1/4 " " " " " " " "~~

SE 1/4 NW 1/4 SE 1/4 of Section 22 T.2S. R.35E, M.D.B.&M. 10 Ac

~~NE 1/4 SE 1/4 " " " " " " " "~~

SW 1/4 SE 1/4 " " " " " " " " 37.55 Ac

SE 1/4 SE 1/4 " " " " " " " " 40.0 Ac

NW 1/4 NE 1/4 " " 27 " " " " 39.3 Ac

NE 1/4 NE 1/4 " " " " " " " " 40.0 Ac

